

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION**

NICOLAS DISMUKE,

Plaintiff,

v.

ST. LOUIS COUNTY JUSTICE CENTER,

et al.,

Defendants,

No. 4:17-CV-1349 SPM

**MEMORANDUM AND ORDER**

This matter is before the Court on the remand from the Court of Appeals to determine plaintiff's in forma pauperis status. Plaintiff has no right to take an appeal from the Court's Order of Partial Dismissal, and as a result, the Court finds that the appeal is not taken in good faith. If plaintiff wishes to proceed in forma pauperis on appeal, he must seek to do so in the appellate court.

Accordingly,

**IT IS HEREBY ORDERED** that the Court will not authorize plaintiff to proceed in forma pauperis on appeal.

**IT IS FURTHER ORDERED** that the Clerk is directed to forward a copy of this Order to the Court of Appeals.

So Ordered this 8th day of August, 2017.



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E. RICHARD WEBBER  
SENIOR UNITED STATES DISTRICT JUDGE